

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL JURISDICTION.

REVIEW PETITION NO. 112 OF 2005
IN
WRIT PETITION NO. 5495 OF 1988

Office Notes, Office Court's or Judge's orders
Memoranda of Coram,
appearances, Court's
orders or directions
and Registrar's orders

Mr. Ranjit A. Thorat for the
petitioner.

Mr. M.V. Pandey for the
respondent.

CORAM : ANOOP V. MOHTA, J.

DATE : 23.9.2005

. Heard both the parties.
The learned Counsel appearing for
the petitioner has raised the
basic issues to reconsider the
submission, specially as
reflected in para 11. The issue
about the jurisdiction based upon
the averments made in the plaint
has also been considered, while

passing the final order in question. The judgments relied have also been taken note of. Lastly, the submission revolving around section 41 of Presidency Small Causes Court Act, 1982, based upon the facts and circumstances of the case has been answered after considering the rival contentions raised by the parties.

2. Taking all these into account, there is nothing to demonstrate any error apparent on the record. Therefore, this review petition is dismissed.

3. However, with the consent of the parties, further time to vacate the premises in question is extended for further period of 8 weeks from today on a condition not to create any third party

:3:

interest and further that they shall clear the arrears of rent, if any, within two weeks from today.

. C.C. expedited.

(ANOO P V.MOHTA, J.)